

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
PECOS DIVISION**

**UNITED STATES OF AMERICA**

**V.**

**HECTOR FLORES JR.**

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§  
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§  
§

**Cause No. P-22-M-138**

**PROBABLE CAUSE FINDING AND  
ORDER OF DETENTION PENDING TRIAL**  
*(risk of flight and danger to community)*

**PROBABLE CAUSE FINDING**

The Defendant stands charged by complaint with a violation of 18 U.S.C. § 13 – **Assimilating Texas Penal Code 22.041 (c) - Laws of States Adopted for areas within Federal Jurisdiction: Child Endangerment**. Under the provisions of Rule 5.1, Fed. R. Crim. P., it appears there is probable cause to believe that an offense has been committed and that the Defendant committed the offense as alleged. The Government has shown the necessary probable cause to get the case before the Federal Grand Jury.

**DETENTION ORDER**

The Government moved to detain the Defendant on the basis of Title 18, U.S.C. § 3142. In accordance with the Bail Reform Act, 18, U.S.C. § 3142 (f), a detention hearing has been held. I conclude that detention of the Defendant is required pending trial in this case for the following reason(s):

**FINDINGS RELATED TO DETENTION**

- 1) The evidence and punishment range against the Defendant are substantial.
- 2) The Court took judicial notice of the Complaint, Affidavit in support of the Complaint, and the Pretrial Services Report. Special Agent Alice Downie, with the Federal Bureau of Investigations, testified concerning the facts outlined in the complaint.

U.S. Park Ranger Sean McCaffrey, with Big Bend National Park, testified.

- 3) The Defendant does not have a stable, permanent living situation.
- 4) The Defendant's criminal history is attached to this Order. The Defendant has a history of evading arrest.

The Court finds there is no condition or combination of conditions which would reasonably assure the appearance of the Defendant as required and the safety of the community, taking into account all the available information presented to the Court. There is clear and convincing evidence that the Defendant is a danger to the community as well as a preponderance of the evidence which indicates that the Defendant is a risk of flight. Therefore, the Defendant is **DETAINED**.

**DIRECTIONS REGARDING DETENTION**

In light of the findings and reasons set forth above, it is **ORDERED** that:

- 1) The Defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal during the time he awaits trial;
- 2) The Defendant be afforded opportunity for private consultation with his counsel during this period in detention;
- 3) The facility where the Defendant will be placed shall make the Defendant available to the United States Marshals Service for any appearance in connection with a Court proceeding in this matter; and,
- 4) In the event of an appeal of this detention order, the Pretrial Services' Report shall be sealed and made part of the record in this cause.

It is so **ORDERED**.

**SIGNED** this 25<sup>th</sup> day of February, 2022.



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**DAVID FANNIN**  
**UNITED STATES MAGISTRATE JUDGE**

PS3 (12/05-Rev. for PACTS 6/11)

Hector Flores, Jr / 0542 4:22-00138M-001

**PRIOR RECORD:**

*The defendant reported he does not have a history of Domestic Violence and noted he has been arrested for tickets and warrants only in the past.*

A criminal records check conducted through the National Crime Information Center (NCIC) and local records in San Antonio, TX, revealed the following arrest history.

<u>Date of Arrest</u>	<u>Agency</u>	<u>Charge</u>	<u>Disposition</u>
03/26/2011 (Age 38)	Bexar County SO San Antonio; TX; Case No.: 357835	Assault Causes Bodily Injury Family Member	01/31/2012: Prosecutor has rejected the charge without a pretrial diversion
06/27/2011 (Age 38)	San Antonio Police Department; San Antonio, TX; Case No.: 111561	Assault Bodily Injury Family House Member 2+ Within 12 months	09/19/2011: Prosecutor has rejected the charge without a pretrial diversion
06/15/2019 (Age 46)	China Grove Police Department; China Grove, TX; Case No.: 2019CR8422	Evading Arrest Detention with Vehicle	02/20/2020: Dismissed Conditional PTD